



1753

RESPONSE TO ADVISORY ACTION

November 10, 2003

RECEIVED

NOV 25 2003

TC 1700

Petition to examiner Patricia L. Hailey

Pertaining to Advisory Action date mailed 11/05/2003, regarding patent application serial number 09/ 955,254, filed by Gene E. Lightner 09/17/2001, response to Advisory Action is enclosed within.

Acknowledgment that the period for response is continued three months from the date of final rejection is noted, and said final rejection is requested to be replaced by the proposed amendment to supersede the specification and claims originally filed

The applicant amendment to specification, page 4, lines 18-19 is presented to establish the phrases "mutually insoluble phases" and a "solid sugar phase" These phrases, are applied to amended claim 1, without modification of purpose so as to maintain original scope. Accordingly, amendment to the specification, page 4, lines 18-19, sufficiently support claim 1, as currently amended.

As previously stated, the examiner is instructed to cancel claims 13-14, and claims 16-17 within the original claims as presented as (canceled).

It is petitioned that, upon examination of the currently presented amended specification and claims and claim cancellations, remaining claims will be allowed and interred by the examiner.

Revised amendment practice, as established within 37 CFR 1.121, is presented.

Three separate sheets of amended specification page 4 and claim listing, are provided, and is petitioned to be interred.

Very respectfully,

Gene E. Lightner